

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA *ex rel.*  
EDWARD O'DONNELL,

Plaintiff,

— v. —

BANK OF AMERICA CORPORATION,  
successor to COUNTRYWIDE FINANCIAL  
CORPORATION, COUNTRYWIDE HOME  
LOANS, INC., and FULL SPECTRUM  
LENDING,

Defendants.

UNITED STATES OF AMERICA,

Plaintiff-Intervenor,

— v. —

COUNTRYWIDE HOME LOANS, INC.,  
COUNTRYWIDE FINANCIAL  
CORPORATION, COUNTRYWIDE BANK,  
FSB, BANK OF AMERICA  
CORPORATION, BANK OF AMERICA,  
N.A., and REBECCA MAIRONE,

Defendants.

8/27/14

Case No. 12-cv-1422 (JSR)

ECF Case

**STIPULATION AND ORDER**

**WHEREAS** the Court's Order and Opinion dated July 30, 2014 directed defendant Bank of America, N.A. to pay \$1,267,491,770 to the government by September 2, 2014;

**WHEREAS** judgment was entered on July 31, 2014, and the deadline for Defendants Countrywide Home Loans, Inc., Countrywide Bank, FSB, and Bank of America, N.A. ("Bank Defendants") to file post-trial motions under Civil Rules 50 and 59 is August 28, 2014;

**WHEREAS** the Bank Defendants intend to file post-trial motions and, if those motions are denied, the Bank Defendants will appeal;

**WHEREAS** Federal Rule of Civil Procedure 62(b) permits the Court to stay execution of a judgment upon appropriate terms for the opposing party's security;

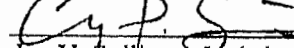
**WHEREAS** the Bank Defendants have moved for a stay of execution of the judgment against the Bank Defendants pending the disposition of post-trial motions pursuant to Civil Rule 62(b);

**WHEREAS** the government consents to a stay of execution of the judgment against the Bank Defendants upon posting by the Bank Defendants of a supersedeas bond in the amount of 111% of the Judgment (\$1,406,915,865) no later than September 2, 2014;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, that execution of the Judgment entered against Bank of America, N.A. in this matter on July 31, 2014 (ECF No. 344) is stayed pending the disposition of the Bank Defendants' post-trial motions upon the posting by the Bank Defendants of a supersedeas bond in the amount of 111% of the Judgment (\$1,406,915,865) no later than September 2, 2014.

Date: August 15, 2014

WILLIAMS & CONNOLLY LLP

By:   
Brendan V. Sullivan, Jr. (admitted *pro hac vice*)  
Enu A. Mainigi (admitted *pro hac vice*)  
Kenneth C. Smurzynski (admitted *pro hac vice*)  
Craig D. Singer (admitted *pro hac vice*)  
725 Twelfth Street, NW  
Washington, DC 20005  
Tel: (202) 434-5000  
Fax: (202) 434-5029

*Counsel for Defendant Bank of America, N.A.*

By: William J. Harrington  
Richard M. Strassberg  
William J. Harrington  
Goodwin Procter LLP  
The New York Times Building  
620 Eighth Avenue  
New York, NY 10018  
Tel.: (212) 813-8800  
Fax: (212) 355-3333

*Counsel for Defendants Countrywide Home Loans,  
Inc. and Countrywide Bank, FSB*

PREET BHARARA  
United States Attorney for the  
Southern District of New York

By: Pierre G. Armand  
Pierre G. Armand  
Jaimie L. Nawaday  
Joseph N. Cordaro  
Carina H. Schoenberger  
Assistant United States Attorneys  
86 Chambers Street, 3rd Floor  
New York, New York 10007  
Tel: (212) 637-2800  
Fax: (212) 637-2730

*Counsel for the United States*

SO ORDERED.

Dated: New York, New York  
August 21, 2014

Jed S. Rakoff  
Hon. Jed S. Rakoff  
United States District Judge